

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 11-06

Introduced by Council President Boniface at the request of the County Executive

Legislative Day No. 11-05 Date February 8, 2011

AN ACT to repeal and reenact, with amendments, Section 268-10, Chesapeake Bay Critical Area Overlay District, of Article III, Requirements for the Development of Land, and Subsection C(10) of Section 268-19, Preliminary plans and site plans, of Article IV, Concept Plans, Preliminary Subdivision Plans and/or Site Plans, all of Chapter 268, Subdivision Regulations, of the Harford County Code, as amended; to provide for compliance with State-mandated changes as provided by the Critical Area Commission; and generally relating to the Chesapeake Bay Critical Area Overlay District.

By the Council, February 8, 2011

Introduced, read first time, ordered posted and public hearing scheduled

on: March 8, 2011 Due to failure of the Aegis to advertise,
the Public Hearing is rescheduled to March 15, 2011

at: 7:00 p.m.

By Order: Mary Kate Peubry, Acting Council Administrator

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on March 15, 2011, and concluded on March 15, 2011.

Mary Kate Peubry, Acting Council Administrator

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

Section 1. Be It Enacted By The County Council of Harford County, Maryland that Section 268-10, Chesapeake Bay Critical Area Overlay District, of Article III, Requirements for the Development of Land, and Subsection C(10) of Section 268-19, Preliminary plans and site plans, of Article IV, Concept Plans, Preliminary Subdivision Plans and/or Site Plans, all of Chapter 268, Subdivision Regulations, of the Harford County Code, as amended, be, and they are hereby, repealed and reenacted, with amendments, all to read as follows:

Chapter 268. Subdivision Regulations

Article III. Requirements for the Development of Land

§ 268-10. Chesapeake Bay Critical Area Overlay District.

In addition to all other requirements, all subdivision of land which lies within the area designated as the Chesapeake Bay Critical Area Overlay District shall also meet all requirements of § 267-63 (Chesapeake Bay Critical Area Overlay District) of the Harford County Zoning Code, as amended. IN ADDITION, APPLICATIONS FOR SUBDIVISION OF LAND WHICH LIES WITHIN THE CHESAPEAKE BAY CRITICAL AREA OVERLAY DISTRICT SHALL BE FORWARDED BY THE DEPARTMENT OF PLANNING AND ZONING TO THE CHESAPEAKE BAY CRITICAL AREA COMMISSION IN ACCORDANCE WITH COMAR 27.03.01.

Article IV. Concept Plans, Preliminary Subdivision Plans and/or Site Plans

§ 268-19. Preliminary plans and site plans.

C. Review and approval procedure.

- (10) Approval of the preliminary plan and/or site plan shall be set forth in a letter mailed by the Department of Planning and Zoning. This letter may include such conditions as are necessary to meet the standards of the Zoning Code, Subdivision Regulations and Chapter 131, Floodplain Management Regulations, and must be countersigned by the

1 developer and returned to the Department of Planning and Zoning within 60 calendar
2 days. FOR ANY PLAN APPROVAL LOCATED WITHIN THE CHESAPEAKE
3 BAY CRITICAL AREA OVERLAY DISTRICT, THE FINAL SIGNED LETTER
4 AND THE APPROVED PLAN SHALL BE SENT TO THE CRITICAL AREA
5 COMMISSION WITHIN 5 DAYS OF RECEIPT OF THE COUNTERSIGNED
6 LETTER.

7 Section 2. And Be It Further Enacted that this Act shall take effect 60 calendar days from the date
8 it becomes law.

EFFECTIVE: May 23, 2011

*The Council Administrator does hereby certify that
fifteen (15) copies of this Bill are immediately available for
distribution to the public and the press.*

Mary Kate Healey

Council Administrator

HARFORD COUNTY BILL NO. 11-06

Brief Title Subdivisions Regulations-Critical Area

is herewith submitted to the County Council of Harford County for enrollment as being the text as finally passed.

CERTIFIED TRUE AND CORRECT

Mary Kate Herbig
Acting Council Administrator

Date March 15, 2011

ENROLLED

Billy Bonifera
Council President

Date March 15, 2011

BY THE COUNCIL

Read the third time.

Passed: LSD 11-09

Failed of Passage: _____

By Order

Mary Kate Herbig
Acting Council Administrator

Sealed with the County Seal and presented to the County Executive for approval this 16th day of March, 2011 at 3:00 p.m.

Mary Kate Herbig
Acting Council Administrator



BY THE EXECUTIVE

David H. Craig
COUNTY EXECUTIVE

APPROVED: Date March 22, 2011

BY THE COUNCIL

This Bill No. 11-06, having been approved by the Executive and returned to the Council, becomes law on March 22, 2011.

EFFECTIVE DATE: May 23, 2011

Mary Kate Herbig
Mary Kate Herbig
Acting Council Administrator